IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 10580 of 1993

For Approval and Signature:

HON'BLE MR.JUSTICE R.K.ABICHANDANI

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : YES

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the concerned Magistrate/Magistrates,Judge/Judges,Tribunal/Tribunals? : NO

PATAN AGRICULTURAL PRODUCE MARKET COMMITTEE

Versus

STATE OF GUJARAT

Appearance:

1. Special Civil Application No. 10580 of 1993

MR SK JHAVERI for Petitioner No. 1-2

MR RC KODEKAR, AGP for Respondent No. 1-2

MR TUSHAR MEHTA for Respondent No. 3

CORAM : HON'BLE MR.JUSTICE R.K.ABICHANDANI

Date of decision: 03/09/2004

ORAL JUDGEMENT

#. In this petition, order made by the State Government under Section-48 of the Gujarat Agricultural Produce

Markets Act, 1963, on 17.9.'93 for taking action against the market committee for violation of direction has been challenged. It is pointed out that when Rule was issued on this petition on 8.10.'93, interim relief was granted in terms of paragraph-15(B), as a result of which, the impugned order was not implemented. It is stated that the then market committee against whom the impugned order was made under which action was proposed to be taken, had completed its term in September, 1993. In this view of the matter, so far as the impugned order is concerned, in the context of taking of action against the then existing market committee, the petition has become infructuous. Without prejudice to taking of any action against any illegality in the appointments that may have been made, the petition stands disposed off as having become infructuous. Rule is discharged. Interim relief stands vacated.

[R.K. ABICHANDANI, J.]

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